



PTO/SB/25 (06-95)

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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCETERMINAL DISCLAIMER TO OBVIA TE A DOUBLE PATENTING  
REJECTION OVER PRIOR PATENTSDocket Number (Optional)  
18856-08206

In re Application of: Michael A. Horton

Application Serial No.: 10/684,950

Filed: October 13, 2003

For: Dynamic Attitude Measurement Method And Apparatus

The owner, Crossbow Technology, Inc., of the entire interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patents Nos. 6,421,622 and 6,647,352. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory terms as defined in 35 U.S.C. 154 to 156 and 173 of the prior patents, as presently shortened by any terminal disclaimer, in the event that they later: expires for failure to pay a maintenance fee; are held unenforceable; are found invalid by a court of competent jurisdiction; are statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321; have all claims canceled by reexamination certificates, are reissued, or are in any manner terminated prior to the expirations of their full statutory terms as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1.  For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2.  The undersigned is an attorney of record.

9/1/04

Date

Albert C. Smith

Signature

Albert C. Smith

Typed or printed name

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 Terminal Disclaimer fee under 37 CFR 1.20(d) included Fee Transmittal included PTO suggested wording for terminal disclaimer was unchanged changed to reference multiple patents.

